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IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 878 OF 2009

MONICA KHANNA

Petitioner(s)

VERSUS

RAJNISH KHANNA

Respondent(s)

O R D E R

This petition for transfer is filed by the wife seeking transfer of the petition filed by the husband under Section 9 of the Hindu Marriage Act,1955 from District Judge at Howrah to the District Judge, Delhi. The respondent though served has not entered appearance.

The petitioner has alleged that she is living in Faridabad with her two children one of whom is a daughter of 11 years and cannot leave her children alone at Delhi and she is unable to travel alone to Howrah for attending to the case. It is stated that Petitioner is employed in Delhi. She states that there is no one to accompany her to Howrah. In the circumstances, we consider this a fit case for transfer.

We therefore allow this petition and transfer Matrimonial Suit No.707 of 2008 (Rajnish Khanna vs. Monica Khanna) pending in the Court of District Judge at Howrah to the District Judge, Delhi who may either deal with it himself or assign/transfer it to the appropriate court having jurisdiction.

.....J.  
[R.V. RAVEENDRAN]  
.....J.  
[G.S. SINGHVI]

NEW DELHI  
NOVEMBER 16, 2009

ITEM NO.77

Court No.5

SECTION XVIA

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 878 OF 2009

MONICA KHANNA

Petitioner(s)

VERSUS

RAJNISH KHANNA

Respondent(s)

(With appln(s) for stay and office report )

Date: 16/11/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Ms. Geeta Luthra, Sr.Adv.  
Mr. D.N. Goburdhan, Adv.  
Mr. Prabal Bagchi, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  
O R D E R

The Transfer Petition is allowed. Matrimonial Suit No.707  
of 2008 (Rajnish Khanna vs. Monica Khanna) pending in the Court  
of District Judge at Howrah is transferred to the District Judge,  
Delhi who may either deal with it himself or assign/transfer it  
to the appropriate court having jurisdiction.

(O.P. Sharma)  
Court Master

(M.S. Negi)  
Court Master

(Signed order is placed on the file.)